

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1114 be amended to read as follows:

- 1 Page 6, after line 12, begin a new paragraph and insert:
- 2 "SECTION 5. IC 16-22-8-56 IS ADDED TO THE INDIANA CODE
- 3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 4 1, 2009]: **Sec. 56. The board may not adopt or enforce an ordinance**
- 5 **that requires a residential property owner to install a new septic**
- 6 **system or update an existing septic system if the property owner:**
- 7 **(1) installs, constructs, or remodels a structure that:**
- 8 **(A) is located on the property served by the existing septic**
- 9 **system; and**
- 10 **(B) will not be served by any septic system;**
- 11 **and a permit is required for the installation, construction, or**
- 12 **remodeling of the structure; or**
- 13 **(2) sells the property that is served by an existing septic**
- 14 **system that is functioning satisfactorily.**
- 15 SECTION 6. IC 16-41-25-4 IS ADDED TO THE INDIANA CODE
- 16 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 17 1, 2009]: **Sec. 4. The board of a local health department or the**
- 18 **legislative body of a unit served by a local health department may**
- 19 **not adopt or enforce an ordinance that requires a residential**
- 20 **property owner to install a new septic system or update an existing**
- 21 **septic system if the property owner:**
- 22 **(1) installs, constructs, or remodels a structure that:**
- 23 **(A) is located on the property served by the existing septic**
- 24 **system; and**

- 1 **(B) will not be served by any septic system;**
2 **and a permit is required for the installation, construction, or**
3 **remodeling of the structure; or**
4 **(2) sells the property that is served by an existing septic**
5 **system that is functioning satisfactorily."**

6 Renumber all SECTIONS consecutively.

(Reference is to HB 1114 as printed February 13, 2009.)

Representative Thompson